

1 ROBERT P. VARIAN (STATE BAR NO. 107459)
rvarian@orrick.com
2 JUSTIN M. LICHTERMAN (STATE BAR NO. 225734)
jlichterman@orrick.com
3 JOSHUA D. WATTS (STATE BAR NO. 240977)
jwatts@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
5 405 Howard Street
San Francisco, CA 94105-2669
6 Telephone: +1-415-773-5700
Facsimile: +1-415-773-5759
7
8 Attorneys for Defendant
NVIDIA CORPORATION

**** E-filed November 17, 2009 ****

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

The NVIDIA GPU Litigation

Case No. C 08-04312 JW

STIPULATION REGARDING OPPOSITION TO PLAINTIFFS' MOTION TO COMPEL

1 WHEREAS, this Court in its Order Granting Plaintiffs' Ex Parte Application to Shorten
2 Time on Plaintiffs' Motion to Compel dated November 4, 2009 ("Order"), set a hearing on
3 Plaintiffs' Motion to Compel (the "Motion") for December 2, 2009 at 10:00 a.m., and instructed
4 any opposition to the Motion be served and filed by November 16, 2009 at 5:00 p.m. and any
5 reply to an opposition be served and filed by November 23, 2009 at 5:00 p.m.;

6 WHEREAS, non-parties Dell, Inc. and Hewlett-Packard Company ("HP") intend to file
7 oppositions to the Motion;

8 WHEREAS, because NVIDIA, Plaintiffs, Dell and HP continue to meet and confer on
9 some of the issues the parties have agreed to extend the filing deadline for non-parties Dell and
10 HP to file their respective oppositions to the Motion;

11 WHEREAS, non-parties Dell and HP agree to provide additional privileged logs with
12 their opposition;

13 WHEREAS, the December 2, 2009 hearing date and all other deadlines set out in the
14 Order would remain unaffected;

15 IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs and NVIDIA,
16 through their counsel of record and Interim Lead Class Counsel for Plaintiffs, that anticipated
17 oppositions to the Motion by Dell and HP be filed on November 18, 2009 at 5:00 p.m.

19 Dated: November 16, 2009

ROBERT P. VARIAN
JUSTIN M. LICHTERMAN
JOSHUA D. WATTS
Orrick, Herrington & Sutcliffe LLP

/s/ *Joshua D. Watts*
JOSHUA D. WATTS
Attorneys for Defendant
NVIDIA CORPORATION

1 Dated: November 16, 2009

JEFF S. WESTERMAN
SABRINA S. KIM
Millberg LLP

4 */s/ Jeff S. Westerman*

5 JEFF S. WESTERMAN
6 Interim Lead Class Counsel for
7 Plaintiffs and All Others Similarly Situated

8 The filer attests that concurrence in the filing of the document has been obtained from
9 each of the other signatories, or from the single signatory (in the case, e.g., of a declaration)
10 which shall serve in lieu of their signature(s) on the document.

11 IT IS SO ORDERED:

12 DATE: November 17, 2009

13 
14 HOWARD P. LLOYD
15 UNITED STATES MAGISTRATE JUDGE